

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Applicant:

Brian Augustine Boserio

Examiner:

Serial No.:

10/530,609

Group Art Unit:

Filed:

October 10, 2003

Date: March 10, 2006

For: METHODS FOR MAKING COMPOSITE TILES

#### **CERTIFICATE OF MAILING**

Sir:

The undersigned hereby certifies that the attached **REQUEST FOR FILING RECEIPT CORRECTION** was mailed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, with sufficient first-class postage, no special handling, on March 10, 2006, before 5:00 p.m., thereby ensuring that such documents will be in the hands of the U.S. Postal Service by the close of business this day.

No fee is deemed necessary; however, should any fee be required, the Commissioner is hereby authorized to charge our Deposit Account No. 50-0983.

Respectfully submitted,

BUCKINGHAM, DOOLITTLE & BURROUGHS, LLP

ву: ˌ

David P. Dureska, Registration No. 34,152

Buckingham, Doolittle & Burroughs, LLP

4518 Fulton Drive, N.W.

P.O. Box 35548

Canton, OH 44735-5548 Telephone: (330) 491-5218 Facsimile: (330) 252-5216 E-Mail: ekennedy@bdblaw.com

Attorney Docket No: FISHER-G (51373-16)

Enclosures: Request for Filing Receipt Corn

Request for Filing Receipt Correction Copy of original Filing Receipt

Copy of first page of International Publication No. WO 2004/033799 A1

Copy of Declaration and Power of Attorney

Return Receipt Postcard

«CT2:487682\_v1»



#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Brian Augustine Boserio

Examiner:

Serial No.:

10/530,609

Group Art Unit:

Filed:

October 10, 2003

Date: March 10, 2006

For: METHODS FOR MAKING COMPOSITE TILES

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### REQUEST FOR FILING RECEIPT CORRECTION

Applicant notes an error on the Filing Receipt mailed from the U.S. Patent and Trademark Office on January 31, 2006. A copy of the original Filing Receipt with the incorrect information highlighted and corrected is enclosed. The city of residence is listed as "Whumbal"; however, as noted on the first page of International Publication No. WO 2004/033799 A1 (copy enclosed), submitted as part of the U.S. National Phase application on April 7, 2005, and the Declaration and Power of Attorney (copy enclosed), submitted on October 17, 2005, in response to the Notification of Missing Requirements mailed on September 13, 2005, the correct city name is "Whumbal Creek".

Applicant respectfully requests a Corrected Filing Receipt showing his city of residence as "Whumbal Creek."

No fee is deemed necessary; however, should any fee be required, the Commissioner is hereby authorized to charge our Deposit Account No. 50-0983.

Respectfully submitted,

BUCKINGHAM, DOOLITTLE & BURROUGHS, LLP

By: David P. Dureska, Registration No. 34,152

4518 Fulton Drive, N.W.

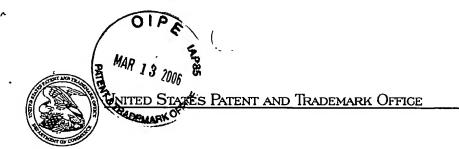
P. O. Box 35548

Canton, OH 44735-5548 Telephone: (330) 491-5289 E-Mail: ddureska@bdblaw.com

Attorney Docket No.: FISHER-G (51373-16)

«CT2:487682\_v1»

RESI AVAILABLE COPY



UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.nspto.gov

FILING OR 371 APPL NO. **ART UNIT** FIL FEE REC'D ATTY.DOCKET NO DRAWINGS TOT CLMS IND CLMS (c) DATE 10/530,609 10/19/2005 1732 515 Fisher-G 20 2

**CONFIRMATION NO. 7133** 

David P Dureska **Buckingham Doolittle & Burroughs** 4518 Fulton Drive NW PO Box 35548 Canton, OH 44735-5548

**FILING RECEIPT** \*OC00000017943406\*

Date Mailed: 01/31/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Brian Augustine Boserio, Whypebal, AUSTRALIA;

Whumbal Creek

**Power of Attorney:** 

David Dureska--34152

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/AU03/01345 10/10/2003

Foreign Applications

AUSTRALIA 2002952043 10/10/2002

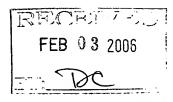
Projected Publication Date: 05/11/2006

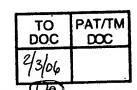
Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*

Title







Methods for making composite tiles

**Preliminary Class** 

264

#### PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process simplifies the filing of patent applications on the same invention in member countries, but does not result in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at http://www.uspto.gov/web/offices/pac/doc/general/index.html.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, http://www.stopfakes.gov. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

# LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15

#### **GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

BEST AVAILABLE COPY

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

(

#### **NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

## (19) World Intellectual Property Organization International Bureau





(43) International Publication Date 22 April 2004 (22.04.2004)

**PCT** 

### (10) International Publication Number WO 2004/033799 A1

- (51) International Patent Classification7: E01C 5/00, 5/06, 5/22, E04F 15/08, B44C 1/28, B28B 7/16
- (21) International Application Number:

PCT/AU2003/001345

- (22) International Filing Date: 10 October 2003 (10.10.2003)
- (25) Filing Language:

English

(26) Publication Language:

English

(30) Priority Data: 2002952043

10 October 2002 (10.10.2002) AU

- (71) Applicant and
- (72) Inventor: BOSERIO, Brian, Augustine [AU/AU]; Whumbal Creek, Peninsula Development Road via, MA-REEBA, Queensland 4880 (AU).
- (74) Agent: FISHER ADAMS KELLY; Level 13 AMP Place, 10 Eagle Street, BRISBANE, Queensland 4000 (AU).

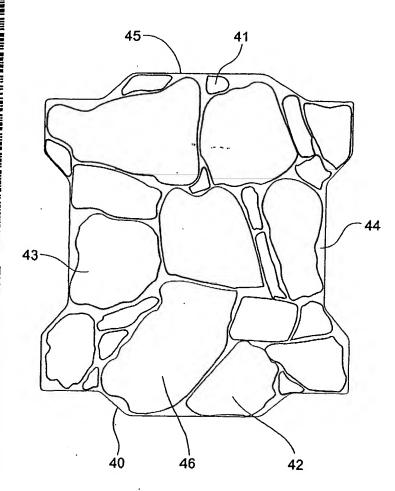
- (81) Designated States (national): AE, AG, AL, AM, AT, AU, AZ, BA, BB, BG, BR, BY, BZ, CA, CH, CN, CO, CR, CU, CZ, DE, DK, DM, DZ, EC, EE, EG, ES, FI, GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, MZ, NI, NO, NZ, OM, PG, PH, PL, PT, RO, RU, SC, SD, SE, SG, SK, SL, SY, TJ, TM, TN, TR, TT, TZ, UA, UG, US, UZ, VC, VN, YU, ZA, ZM, ZW.
- (84) Designated States (regional): ARIPO patent (GH, GM, KE, LS, MW, MZ, SD, SL, SZ, TZ, UG, ZM, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, BG, CH, CY, CZ, DE, DK, EE, ES, FI, FR, GB, GR, HU, IE, IT, LU, MC, NL, PT, RO, SE, SI, SK, TR), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GQ, GW, ML, MR, NE, SN, TD, TG).

#### Published:

— with international search report

[Continued on next page]

(54) Title: METHODS FOR MAKING COMPOSITE TILES



(57) Abstract: A decorative paving tile or panel comprises a plurality of irregularly shaped stone elements of the same or differing thickness embedded in a backing layer or base to form a tile or panel of the predetermined thickness wherein the normally exposed surfaces of said stone elements lie in a plane substantially parallel to a mounting surface of said backing layer or base. A flowable displacement material may be employed in the interstices between adjacent stone elements and/or a boundary wall of a tile or panel mould to forma grouting channel. An irregular space between adjacent stone elements of adjacent tiles or panels allows the formation of an optically seamless tiled or panelled surface when grouted.

BEST AVAILABLE COPY

Docket No. FISHER-G



#### DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

#### METHODS FOR MAKING COMPOSITE TILES

the specification of which				
(check one) ☐ is attached h ☐ was filed on ☐ and was ame	October 10, 2003 as App	olication Serial No. <u>10/530,609</u> (if applicable).		
I hereby state that I have re- amendment referred to above.		the contents of the above-identified specification, including the claim	s, as amende	ed by any
I acknowledge the duty to dis Regulations, §1.56(a).	close information which	is material to the examination of this application in accordance with Ti	tle 37, Code	of Federal
		United States Code, §119 of any foreign application(s) for patent or inv lication for patent or inventor's certificate having a filing date before the		
Prior Foreign Application(s)			Priority	Claimed
PCT/AU2003/001345	PCT	October 10, 2003	<u>X</u>	
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No
2002952043	<u>Australia</u>	October 10, 2002	X	
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No
(Number)	(Country)	(Day/Month/Year Filed)	 Yes	No
of each of the claims of this ar United States Code, §112, I ad	plication is not disclosed knowledge the duty to di	s Code, §120 of any United States application(s) listed below and, insof I in the prior United States application in the manner provided by the first is close material information as defined in Title 37, Code of Federal Regular and the national or PCT international filing date of this application:	st paragraph o	f Title 35,
(Application Serial No.)	(Filing Date)	(Status: patented, pending, abandoned)		
(Application Serial No.)	(Filing Date)	(Status: patented, pending, abandoned)		
connected herewith: David P.	Dureska, Esq., Registrat	s) to prosecute this application and to transact all business in the Patent attion No. 34,152, telephone (330) 491-5289; fax (330) 252-5454; and attion No. 48,478, both at 4518 Fulton Drive, N.W., P. O. Box 35548,	email	

5548; Louis F. Wagner, Esq., Registration No. 35,730; David Hrina, Registration No. 50,566, both at 50 S. Main Street, P. O. Box 1500, Akron, Ohio 44309-1500, telephone (330) 376-5300, and Robert Pershes, Registration No. 35,641, 2500 N. Military Trail, Suite 480, Boca Raton,

Florida, 33431, telephone (561)241-0414, its attorneys, all of BUCKINGHAM, DOOLITTLE & BURROUGHS, LLP.

Address all telephone calls to: David P. Dureska at telephone No. (330) 491-5289

#### DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION (Cont.)

Address all correspondence to:

David P. Dureska, Esq.

BUCKINGHAM, DOOLITTLE & BURROUGHS, LLP.

4518 Fulton Drive NW, P. O. Box 35548

Canton, Ohio 44735-5548

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application of any patent issued thereon.

FIRST OR SOLE INVENTOR

Inventor(s) Signature X

Date <u>×9 - 6 - 0 S</u> Citizenship: <u>Australia</u>

Inventor(s) Typed Name: Brian Augustine Boserio

State/Foreign Country: Australia Residence (City): Whumbal Creek Post Office Address: Peninsula Development Road, Via Mareeba Queensland 4880 Australia

«CT2:452254\_v1»